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CLERK  
U.S. DISTRICT COURT

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Pro Se Plaintiff

**IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF UTAH, CENTRAL DIVISION**

ALLAN MILLER

Plaintiff,

vs.

HFN, INC., a Delaware Corporation, d/b/a as  
NANOHEAL BY HFN INC.,  
KALAARI CAPITAL ADVISORS  
PRIVATE LIMITED, an Indian Company,  
SRIDHAR SANTHANAM,  
KUMAR SHIRALAGI, PAVAN VAISH,  
and VANI KOLA

Defendants.

**STIPULATED MOTION BY  
PLAINTIFF ALLAN MILLER AND  
DEFENDANTS HFN, INC. AND  
KUMAR SHIRALAGI TO MODIFY  
BRIEFING SCHEDULE AND  
HEARING DATE RELATED TO HFN'S  
AND SHIRALAGI'S MOTIONS TO  
DISMISS**

[Filed concurrently with Proposed Order]

Case Number: 2:23-cv-00733-CMR

Magistrate Judge Cecilia M. Romero

### STIPULATION

1. Plaintiff Allan Miller ("Miller"), and Defendants HFN, Inc. ("HFN") and Kumar Shiralagi ("Shiralagi"), through their undersigned counsel of record, hereby submit the following Joint Stipulation and [Proposed] Order for the Court's consideration and approval:

2. **WHEREAS**, on December 8, 2023, HFN and Shiralagi each filed a Notice of Motion and Motion to Dismiss Miller's Complaint for Failure to State a Claim (the "Motions to Dismiss") (Dkt. Nos. 15 and 16);

3. **WHEREAS**, Miller's deadline to file an opposition to the Motions to Dismiss ("Opposition") is currently January 5, 2024;

4. **WHEREAS**, HFN's and Shiralagi's deadline to file replies in support of the Motions to Dismiss ("Reply") is currently January 19, 2024;

5. **WHEREAS**, on January 2, 2024, Miller requested that HFN and Shiralagi agree to extend his deadline to file an Opposition to the Motions to Dismiss to February 2, 2024;

6. **WHEREAS**, HFN and Shiralagi are willing to grant Miller his requested extension to February 2, 2024, provided that they receive a corresponding extension of their deadline to file their respective Reply briefs to February 23, 2024;

7. **WHEREAS**, the Parties agree that, in order to accommodate Miller's request for an extension, good cause exists for modifying the current briefing schedule for the Motions to Dismiss, as follows:

- a. Miller's new deadline to file an Opposition to the Motion to Dismiss shall be February 2, 2024; and
- b. HFN's and Shiralagi's new deadline to file their respective Replies in support of the Motions to Dismiss shall be February 23, 2024.

8. **WHEREAS**, the Parties agree that, by filing this Stipulation, HFN and Shiralagi do not waive any arguments or positions set forth in the Motions to Dismiss.

**NOW, THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE, SUBJECT TO THE APPROVAL OF THE COURT, THAT:**

- a. Miller's deadline to file an Opposition to the Motions to Dismiss shall be February 2, 2024.
- b. HFN's and Shiralagi's deadline to file their respective Replies in support of the Motions to Dismiss shall be February 23, 2024.
- c. The hearing on the Motions to Dismiss, if any, will be set by the Court in accordance with the new briefing scheduled agreed to in this Stipulation.

**IT IS SO STIPULATED.**

Date: January 3, 2024

By: /s/ Allan A. Miller  
Allan Miller  
Plaintiff (Pro se)

Date: January 3, 2024

**TROUTMAN PEPPER HAMILTON  
SANDERS LLP**

By: /s/ Nathan R. Marigoni  
*(signed by filer with permission of Nathan R. Marigoni)*  
Attorneys for Defendants HFN, Inc. and  
Kumar Shiralagi

Certificate of Service

I certify that Plaintiff Allan Miller:

1. has registered for Email Filing and Electronic Notification pursuant to DUCivR 5-1(b)(1)(A);
2. has verified that the above document meets the requirements outlined in DUCivR 5-1(b)(1)(A);
3. has filed this document electronically through email to utdecf\_clerk@utd.uscourts.gov; and
4. has served all non-ECF parties by an acceptable means pursuant to DUCivR 5-1(b)(1)(A)(ii)(g).

Accordingly, the document will be served upon all ECF parties through the Court's ECF system.

Date: January 3, 2024 Signature: /s/ Allan A. Miller

Printed name: Allan A. Miller